

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

WILLIAM CATO SELLS,

Plaintiff,

vs.

E.K. McDANIEL, *et al.*,

Defendants.

CV-N-04-0566-LRH(RAM)

ORDER

Plaintiff has filed an “objection” (docket #46) to the magistrate judge’s decision of September 23, 2005, to deny plaintiff’s motion for appointment of counsel. The motion for appointment of counsel was a pretrial matter for which the magistrate judge was designated to hear and rule upon. See 28 U.S.C. § 636(b)(1)(A). Thus, the court has construed plaintiff’s objection as a motion asking a district court judge to reconsider a magistrate judge’s decision on a pretrial matter. *Id.* The undersigned district court judge has now considered the magistrate’s order under the applicable standard and finds that it is not clearly erroneous or contrary to law.

**IT IS THEREFORE ORDERED** that plaintiff’s motion for reconsideration (#46) is **DENIED.**

DATED this 21<sup>st</sup> day of November, 2005.



LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE